

SECOND REGULAR SESSION

SENATE BILL NO. 1169

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR CHAMPION.

Read 1st time February 21, 2008, and ordered printed.

TERRY L. SPIELER, Secretary.

5189S.011

AN ACT

To amend chapter 192, RSMo, by adding thereto one new section relating to a school-based influenza vaccination pilot program.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 192, RSMo, is amended by adding thereto one new section, to be known as section 192.631, to read as follows:

192.631. 1. Subject to appropriations, by July 1, 2009, the department of health and senior services shall establish a school-based influenza vaccination pilot program. When creating the program, the department shall use a vaccine that will minimize discomfort to those vaccinated, consume the fewest medical supplies, speed administration by health officials, and contain the least potential adverse events. The department shall also take into account:

(1) The costs and benefits of establishing a school-based influenza vaccination pilot program;

(2) The barriers to implementing the proposed pilot program;
and

(3) The fiscal impact to the state of such program.

2. The department shall promulgate rules for the implementation of the pilot program created under this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are

22 subsequently held unconstitutional, then the grant of rulemaking
23 authority and any rule proposed or adopted after August 28, 2008, shall
24 be invalid and void.

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